## CERTIFIED TRUE COPY

N.J. BOARD OF DENTISTRY
ON 5-3-96 Cm...

DEBORAH T. PORITZ
ATTORNEY GENERAL OF NEW JERSEY

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STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC
SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF DENTISTRY
DOCKET NO.

In the Matter of the Suspension or Revocation of the License of

PAUL FRIEDMAN, D.M.D.

To Practice Dentistry in the State of New Jersey

Administrative Action

CONSENT ORDER

This matter was opened to the New Jersey State Board of Dentistry ("Board") upon receipt of an Investigative Report disclosing that the respondent engaged in the practice of dentistry notwithstanding that his license had been suspended pursuant to a Final Decision and Order entered by the Board on September 25, 1995. Pursuant to said Final Decision and Order respondent's license was suspended for a period of thirty (30) days effective November 3, 1995. A covert investigation disclosed that respondent was seeing patients and performing dental procedures during this period of suspension. The respondent submitted an affidavit to the Board acknowledging that he engaged in such practice and submitting the excuse that he was required to see patients by virtue of dental

emergencies, required transitional treatment, and other patient accommodations.

The Board considered the entire documentary record in this matter, including respondent's statement, and finds no justification therein for violation of the Board's prior Order.

It appears that the respondent wishes to resolve this matter without recourse to formal proceedings and consents to the penalty imposed herein. However, respondent also requests an opportunity to appear before the Board personally in order to ask the Board to mitigate the penalty.

IT IS ON THIS / DAY OF May, 1996, HEREBY ORDERED AND AGREED THAT:

1. The license of the respondent to practice dentistry in the State of New Jersey shall be and is hereby suspended for a period of sixty (60) days effective ten (10) days from the date of service of this Order. The respondent shall derive no financial remuneration directly or indirectly related to patient fees paid for dental services rendered during the period of suspension by other licensees for patients of respondent's practice. Respondent shall not be permitted to enter upon the premises of the dental facility during the period of active suspension or provide any consultation to other licensees rendering treatment to patients of the respondent or sign or submit insurance claim forms for treatment rendered during the period of active suspension or render other administrative or supervisory duties during the period of active suspension.

- 2. Respondent is hereby assessed the costs of the investigation to the State in this matter in the amount of \$1,289.32. Said costs shall be submitted by certified check or money order made payable to the State of New Jersey and submitted to the Board of Dentistry no later than the first day of the month following the entry date of this Order.
- 3. Respondent shall have the opportunity to appear before the Board personally at the public meeting of May 1, 1996, at 9:00 a.m. at 124 Halsey Street, Newark, New Jersey. The sole purpose of this appearance shall be for respondent to present reasons to the Board to mitigate the penalty imposed herein. If the Board determines to amend the penalty, a new Order shall be issued. If the Board determines to sustain the penalty set forth herein, the within Order shall issue.
- 4. In the event the respondent fails to appear at the time set forth herein for the mitigation hearing, the within Order shall issue without further opportunity for appearance by the respondent.

SAMUEL FURMAN, D.D.S.

PRESIDENT

STATE BOARD OF DENTISTRY

I have read and understand the within Order and agree to be bound by its terms. Consent is hereby given to the Board to enter this Order.

PAUL FRIEDMAN, D.M.D.